

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- X
CARL FRANZONE,

Plaintiff,

-against-

CON EDISON,

Defendant,
----- X

SUMMARY ORDER

07 Civ. 3342 (AKH)

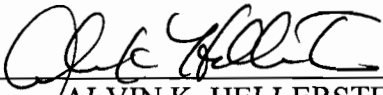
ALVIN K. HELLERSTEIN, U.S.D.J.:

A suggestion of settlement having been made, it is hereby:

ORDERED that the Clerk of the Court shall mark this matter closed and all pending motions denied as moot; provided, however, that if settlement is not consummated within 60 days of the date of this Order, either party may apply by letter within the 60-day period for restoration of the action to the calendar of the undersigned.

SO ORDERED.

Dated: New York, New York
August 27 2009


ALVIN K. HELLERSTEIN
United States District Judge

